

SOLICITOR

JUL 29 2008

AO 120 (Rev. 3/04)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	U.S. PATENT & TRADEMARK OFFICE REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	--

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Southern District of Iowa on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. 1-07-cv-00025	DATE FILED 8/1/2007	U.S. DISTRICT COURT Southern District of Iowa
PLAINTIFF E-Market, Inc.,		DEFENDANT Decision Commodities, L.L.C., Growmark, Inc., and Ramaanchar Technologies, Inc.,
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,200,572 B2	4/3/2007	E-Markets, Inc., a Delaware Corporation
2		
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	<input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>Stipulation for Dismissal</i>

CLERK <i>Theresa E. Kuhn</i>	(BY) DEPUTY CLERK <i>D. Bruce</i>	DATE 7/25/08 8/24/2008
---------------------------------	--------------------------------------	------------------------------

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF IOWA
WESTERN DIVISION**

E-MARKETS, INC., a Delaware corporation;)

Plaintiff,)

v.)

DECISION COMMODITIES, LLC, an Iowa)
limited liability company;)
GROWMARK, INC., a Delaware)
corporation; and)
RAMAANCHAR TECHNOLOGIES, INC.,)
an Iowa corporation;)

Defendants.)

Case No. 07-CV-00025-RP-CFB

**STIPULATION FOR DISMISSAL
UNDER FEDERAL RULE OF CIVIL
PROCEDURE 41(a)**

Pursuant to Fed. R. Civ. P. 41(a)(1), the parties, by and through their respective counsel of record, hereby stipulate and agree to dismissal of the above-captioned matter in its entirety with prejudice, each party to bear its own costs.

DATED: July 23, 2008.

KUTAK ROCK, LLP

s/Kathryn E. Jones

Marcia Washkuhn, Iowa #20009

Kathryn E. Jones, Iowa #17224

1650 Farnam Street

Omaha, NE 68102-2186

Tele: (402) 346-6000

Fax: (402) 346-1148

Email: marcia.washkuhn@kutakrock.com

kathryn.jones@kutakrock.com

and

MOYER & BERGMAN, PLC

s/Mark J. Herzberger

Mark J. Herzberger

Mark Krigbaum

2720 First Avenue NE

Cedar Rapids, Iowa 52402

mherzberger@moyerbergman.com

mkrigbaum@moyerbergman.com

*Counsel for Defendant Ramaanchar
Technologies, Inc.*

CERTIFICATE OF SERVICE

I certify that, on July 23, 2008, the foregoing **STIPULATION FOR DISMISSAL** was transmitted to the Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to the following counsel of record for Defendants:

Mark Herzberger	<u>mherzberger@moyerbergman.com</u>
Matthew J. Krigbaum	<u>mkrigbaum@moyerbergman.com</u>
William J. Miller	<u>miller.william@dorsey.com</u>
Stuart Hemphill	<u>hempfill.stuart@dorsey.com</u>

s/ Kathryn E. Jones

Kathryn E. Jones